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Intellectual Property Law

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July 23, 2004

Pages: 23

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TO: Commissioner for Patents and
Trademarks
ATTN: Examiner Leon B. Lankford, Jr
Alexandria, VA 22313-1450

FROM: Hallie A. Finucane

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JUL 23 2004

Applicant: Ogle, et al.
Filed: November 13, 2001
Docket No.: 01610.0039-US-01Serial No.: 10/008430
Group Art Unit: 1651

Title: MEDICAL DEVICES THAT STIMULATE GROWTH FACTOR PRODUCTION

OFFICIAL

Documents Transmitted:

This Facsimile Transmission Cover Sheet (1 page)
RCE Transmittal and Fee Authorization, in duplicate (4 pages)
Petition for Extension of Time under 37 CFR §1,136(a) (1 page)
Response Accompanying RCE (17 pages)

Respectfully submitted,

Altera Law Group, LLC
Customer No. 22865

Date: July 23, 2004

By:



Hallie A. Finucane

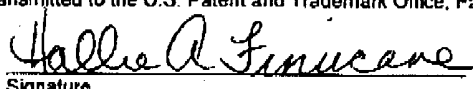
Reg. No. 33,172

HAF/mar

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Hallie A. Finucane

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Signature

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Serial No. 10/008430

PATENT

**REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL
AND FEE TRANSMITTAL**

Applicant:	Ogle, et al.	Examiner:	Leon B. Lankford, Jr.
Serial No.:	10/008430	Group Art Unit:	1651
Filed:	November 13, 2001	Docket No.:	01610.0039-US-01
Title:	MEDICAL DEVICES THAT STIMULATE GROWTH FACTOR PRODUCTION		

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Hallie A. Finucane
Name of Person Signing This Certificate

Hallie A. Finucane
Signature

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

1. This is a request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.
2. The following are submitted under 37 C.F.R. §1.114.
 - a. ☐ Previously Submitted
 - ☐ Amendment/Reply under 37 C.F.R. §1.116 previously filed on
 - ☐ Appeal Brief previously filed on
 - ☐ Reply Brief previously filed on
 - ☐ Other
 - b. ☒ Enclosed
 - ☒ Response Accompanying Request for Continued Examination Under 37 CFR § 1.114
 - ☐ Affidavit(s)/Declaration(s)
 - ☐ Information Disclosure Statement
 - ☒ Petition for Extension of Time
 - ☐ Other:
3. Miscellaneous
 - a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of months.
 - b. ☐ Other:

4. Fees

a. ☐ Check(s) for required fees

1. ☐ Check in the amount of for RCE filing fee.
2. ☐ Check in the amount of for request for suspension of action
3. ☐ Check in the amount of for an Extension of Time
4. ☐ Other:

b. ☒ The Commissioner is hereby authorized to charge the following fees, or credit any overpayments to Deposit Account number 50-1038. A duplicate copy of this form is enclosed.

1. ☒ The RCE fee of \$770.00 required under 37 CFR 1.17(e).
2. ☐ The request for suspension of action
3. ☐ The Extension of Time for months
4. ☐ Other:

c. ☐ Payment is made via credit card. (Form PTO-2038 is enclosed)d. ☒ Authorization is hereby given to charge any fees that relate to the filing of this RCE and are necessary to avoid abandonment of this application, or credit any overpayments, to Deposit Account Number 50-1038. If an extension of time for replying is necessary, the undersigned hereby petitions therefor.

Respectfully submitted,

Altera Law Group, LLC
Customer No. 22865

Date: July 23, 2004

By:

Hallie A. Finucane
Reg. No. 33,172
HAF/mar

Serial No. 10/008430

PATENT

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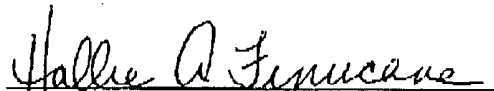
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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Signature

RESPONSE ACCOMPANYING REQUEST FOR CONTINUED EXAMINATION UNDER
37C.F.R. §1.114

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This paper accompanies a Request for Continued Examination and is in reply to the final Office Action dated March 23, 2004. Further examination and reconsideration of the present application in view of the amendment and remarks set forth herein is respectfully requested.

No claims have been amended. Remarks begin at page 2. There are no amendments to the specification or drawings.